

SB0173S02 compared with SB0173S01

~~text~~ shows text that was in SB0173S01 but was deleted in SB0173S02.

text shows text that was not in SB0173S01 but was inserted into SB0173S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Don L. Ipson proposes the following substitute bill:

DISRUPTING LEGISLATIVE OR OFFICIAL MEETINGS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Don L. Ipson

House Sponsor: _____

LONG TITLE

General Description:

This bill amends criminal provisions relating to disturbing the Legislature or an official meeting.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ modifies the elements of the crime of disturbing the Legislature or an official meeting; and
- ▶ modifies penalties for a violation of this bill.

Money Appropriated in this Bill:

None

Other Special Clauses:

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None

Utah Code Sections Affected:

REPEALS AND REENACTS:

76-8-304, as last amended by Laws of Utah 1992, Chapter 30

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **76-8-304** is repealed and reenacted to read:

76-8-304. Disturbing ~~{Legislature or}~~an official meeting.

(1) As used in this section ~~†~~:

~~—— (a) "Minor violation" means a single, loud outburst, absent other disruptive conduct, that does not exceed five seconds in length.~~

~~—— (b) "Official", "official meeting" means ~~{a lawful meeting of public servants for the purpose of conducting a government function}~~;~~

~~(a) a meeting, as defined in Section 52-4-103;~~

~~(b) a meeting of the Legislature, the Utah Senate, the Utah House of Representatives, a legislative caucus, or any committee, task force, working group, or other organization in the state legislative branch; or~~

~~(c) a meeting of an entity created by the Utah Constitution, Utah Code, Utah administrative rule, legislative rule, or a written rule or policy of the Legislative Management Committee.~~

(2) It is unlawful for an individual to intentionally:

~~{ —— (a) disrupt or disturb the Legislature, the House of Representatives, or the Senate while in session;~~

~~—— (b) commit disorderly conduct in the immediate view or presence of the Legislature, the House of Representatives, or the Senate;~~

~~† (c)†a) disrupt or disturb an official meeting; or~~

~~{†d}†b) ~~{commit}~~engage in disorderly conduct ~~{in the immediate view or presence of participants in}~~at an official meeting.~~

(3) A violation of Subsection (2) is:

(a) ~~†an infraction,†~~ a class C misdemeanor if the violation ~~{is a minor violation and}~~ is a first offense;

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~~(b) a class ~~C~~B misdemeanor~~,,} if the violation~~;~~~~~~

~~—— (i) is not a minor violation and is a first offense; or~~

~~—— (ii) is a minor violation and~~}, is a second offense~~, regardless of whether the first offense was a minor violation;~~~~~~

~~—— (c) a class B misdemeanor, if the violation:~~

~~—— (i) is not a minor violation and is a second offense, regardless of whether the previous offenses were minor violations; or~~

~~—— (ii) is a minor violation and is a third offense, regardless of whether the previous offenses were minor violations; or~~

~~(d) is~~}; or~~~~

~~(c) a class A misdemeanor~~,,} if the violation~~;~~~~~~

~~—— (i) is not a minor violation and~~}, is a third or subsequent offense~~, regardless of whether the previous offenses were minor violations; or~~~~~~

~~—— (ii) is a minor violation and is a fourth or subsequent offense, regardless of whether the previous offenses were minor violations~~},.~~~~